

Local Rule of Bankruptcy Procedure 3019. MODIFICATION OF ACCEPTED PLAN AFTER CONFIRMATION IN A CHAPTER 11 REORGANIZATION CASE INVOLVING AN INDIVIDUAL DEBTOR.

(a) Required Information

A proponent requesting the post-confirmation modification of a Chapter 11 plan of reorganization involving an individual debtor must file the modified plan, together with a motion seeking confirmation of the modified plan which specifies the precise changes sought by the modification including, but not limited to, the following:

- (1) the purpose of, or the necessity for, the modification, together with sufficient information regarding such circumstances that would enable a hypothetical investor to make an informed judgment regarding the legitimacy of the need for the modification; and
- (2) the changes being made as to the plan payment, the term of the plan; the proposed distribution to any class, or any other substantive provision.

(b) Service

A proponent requesting the post-confirmation modification of a Chapter 11 plan of reorganization involving an individual debtor must serve the proposed modification and the accompanying motion upon the master mailing list (matrix) as constituted by the Court on the date of service as required by Fed. R. Bankr. P. 3015(g) and file a certificate of service evidencing such service. The motion must also contain the following 30-day negative notice language:

NO HEARING WILL BE CONDUCTED ON THIS MOTION UNLESS AN OBJECTION IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT AND SERVED UPON THE PARTY FILING THIS PLEADING WITHIN THIRTY (30) DAYS FROM DATE OF SERVICE UNLESS THE COURT SHORTENS OR EXTENDS THE TIME FOR FILING SUCH OBJECTION. IF NO OBJECTION IS TIMELY SERVED AND FILED, THIS PLEADING SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT. IF AN OBJECTION IS FILED AND SERVED IN A TIMELY MANNER, THE COURT WILL THEREAFTER SET A HEARING. IF YOU FAIL TO APPEAR AT THE HEARING, YOUR OBJECTION MAY BE STRICKEN. THE COURT RESERVES THE RIGHT TO SET A HEARING ON ANY MATTER.

Modifications shall be handled in accordance with the Court's usual motion procedures.